

CITY OF EUREKA  
CITY COUNCIL / EUREKA REDEVELOPMENT AGENCY  
AGENDA

Regular Council/Agency Meeting  
Tuesday, May 1, 2007  
Closed Session - 5:30 p.m.  
Regular Session - 6:30 p.m.  
CITY COUNCIL CHAMBERS  
CITY HALL - 531 "K" STREET  
EUREKA

Adjourned Council/Agency Mtg.  
Thursday, May 3, 2007  
Closed Session - 5:30 p.m.  
Regular Session - 6:30 p.m.  
CITY COUNCIL CHAMBERS  
CITY HALL - 531 "K" STREET, EUREKA

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

1. We may disagree, but we will be respectful of one another.
2. All comments will be directed to the issue at hand.
3. Personal attacks are unacceptable.

**ACCESSIBILITY NOTICE:** The meeting room is wheelchair accessible. Accommodations and access to City meetings for people with other special needs must be requested of the City Clerk at 441-4175 in advance of the meeting. This agenda and other materials are available in alternative formats upon request.

ROLL CALL

CLOSED SESSION      NOTE: Closed Session will commence at 5:30 p.m. with a 6:25 p.m. curfew.

A. PUBLIC COMMENT PERIOD

(Limited to 3 minutes each speaker on closed session agenda items only)

**B. CONFERENCE WITH LABOR NEGOTIATORS**

Agency designated representatives: Susan Christie for City of Eureka  
Employee organization: Eureka Police Officers Association (EPOA),  
Eureka Firefighters' Local #652 (EFL), Eureka City Employees'  
Association (ECEA), unrepresented management, mid-management,  
and confidential employees.

*Pursuant to California Government Code Section 54957.6*

**C. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of case: Forster-Gill, a California Corporation, and Scott Dunn v.  
City of Eureka et al., Case No. CV-070218.

*Pursuant to California Government Code Section 54956.9(a)*

**D. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**

Significant exposure to litigation: one case.

*Pursuant to California Government Code Section 54956.9(b)*

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**REGULAR SESSION – 6:30 P.M.**

**ROLL CALL**

**INVOCATION**      Andrew Broese Van Groenou, Senior Chaplain  
Humboldt County Sheriff's Office

**PLEDGE OF ALLEGIANCE**

**REPORT OUT OF CLOSED SESSION**

**MAYOR'S ANNOUNCEMENTS**

Presentation of Proclamations:

Peace Officer Memorial Week, May 13-19, 2007

Mental Health Month, May 2007

**COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS**

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## PUBLIC COMMENT PERIOD

*NOTE: This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. You may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to City Council Minute Order dated May 4, 1989, City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Pursuant to City Council Minute Order dated June 6, 2000, the public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item.*

*Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.*

1. Is there any person in the audience who wishes to address the Council at this time?

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## CONSENT CALENDAR

*Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Unless a specific request is made by a Councilmember or the public, the Consent Calendar will not be read. There will be no separate discussion of these items. However, if discussion is required, that item will be removed from the Consent Calendar and considered separately.*

2. Council meeting minutes.

Recommendation: Approve the regular Council/Redevelopment Agency Board meeting minutes of April 17, 2007 as submitted.

(City Clerk)

3. Claim for damages – Margorie Burgess.

Recommendation: Reject the claim for damages – Margorie Burgess.

(City Attorney)

4. Request for exception to the hiring freeze – Administrative Assistant.  
Recommendation: Approve the exception to the hiring freeze for the Administrative Assistant position, which is already included in the FY 06/07 budget.  
(Personnel Director)
5. Request for exception to the hiring freeze – Accounting Specialist I/II.  
Recommendation: Approve the exception to the hiring freeze for the Accounting Specialist I/II position, which is already included in the FY 06/07 budget.  
(Personnel Director)
6. Sequoia Park Zoo Foundation donation and construction of chimp exhibit improvement.  
Recommendation:
  1. Accept a donation from the Sequoia Park Zoo Foundation in the amount of \$98,981.11 and appropriate corresponding funds to Acct No. 241-4700-7110 PJ707-2.
  2. Authorize staff to prepare a purchase order change order for the Sequoia Park Zoo Vet Center and Shift Cage Project Bid No. 2006-32 in the amount of \$98,981.11.  
(Assistant City Manager-Operations)
7. Purchase of one Tennant 7400 Rider Scrubber/Sweeper.  
Recommendation: Award the purchase of a Tennant 7400 Rider Scrubber/Sweeper to Tennant Sales and Service Company through the California Multiple Award Schedule (CMAS) Contract #4-06-38-0001B in the amount of \$46,555.44.  
(Assistant City Manager-Operations)
8. Accept City of Eureka Maintenance Dredging Project Bid No. 04-930.  
Recommendation:
  1. Accept City of Eureka Maintenance Dredging Project, and authorize the filing of a Notice of Completion in the Office of the Humboldt County Recorder; and
  2. Authorize the Finance Officer to make final payment in conformance with the contract.  
(Assistant City Manager-Operations)

9. Resolution accepting the easement deed for McFarlan Street Trail.  
Recommendation: 1. Adopt the resolution accepting the easement deed for the McFarlan Street Trail.  
2. Authorize the Mayor and City Manager to execute all related documents.  
(City Engineer)
10. Waterfront Drive Connection Phase II; "G" to "J" Streets; Project No. RPSTPL-5017(020), E.A. No.: 01-281804.  
Recommendation: Adopt resolution appointing the City Engineer as agent of the City of Eureka, and authorizing the City Engineer, as the agent of the City of Eureka, to execute revised Administering Agency-State Master Agreement No. 01-5017R and all necessary Program Supplement Agreements for the project.  
(City Engineer)
11. Communications & Water Systems Control Building, Bid No. 2006-13.  
Recommendation: 1. Declare Sequoia Construction specialties low bidder; and  
2. Award the construction contract for the Communications & Water Systems Control Building, Bid No. 2006-13, to Sequoia Construction Specialties in the amount of \$175,700, and approve a total of \$200,00 for construction, which includes a contingency of approximately 15%;  
3. Approve transfer of previously allocated Water Bond funds in the amount of \$49,000 to complete the construction of the project.  
(City Engineer)
12. Resolution requesting temporary extension of maximum hours worked by a retired employee.  
Recommendation: Adopt resolution requesting the temporary extension of the maximum allowable hours to be worked by a retired employee.  
(Personnel Director)

13. 10<sup>th</sup> Annual Soroptimist Women's Health Fair.

Recommendation: Waive fees for rental of the Adorni Center May 21, 2007.

(City Manager)

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## REPORTS/ACTION ITEMS

14. Authorization for Mayor to send letter of opposition to Senate Bill 964.

Recommendation: Authorize the Mayor to send a letter of opposition to Senator Pat Wiggins and Senator Gloria Romero opposing Senate Bill 964.

(City Manager)

15. Eureka Art and Culture Commission Public Art Policy and Guidelines.

Recommendation: 1. Receive and discuss report on adoption of new guidelines formulated by the Eureka Art and Culture Commission intended to promote public art projects in the city.

2. Direct staff to forward guidelines to Council for adoption/acceptance at a future meeting.

(City Manager)

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## CITY MANAGER/EXECUTIVE DIRECTOR'S REPORTS

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## ADJOURNMENT

*NOTE: If open session items cannot be completed by 10:00 p.m., the meeting will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.*

*If closed session items cannot be completed by 6:25 p.m., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.*